

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

SEYA et al.

Att'y. Ref.: 1035-591

Appln. No. 10/536,802

Confirmation No. 4531

Filed: September 22, 2005

Allowed: April 8, 2009

Examiner: F.M. Hamud

T.C. / Art Unit: 1647

FOR: NOVEL ADAPTOR PROTEIN THAT BINDS TO MAMMALIAN TOLL-LIKE  
RECEPTOR 3, AND GENE THEREOF

\* \* \*

**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(d)**

June 16, 2009

**Mail Stop Issue Fee**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Attached is Form PTO-1449 listing the enclosed PNAS article by Su et al. and the foreign Office Action citing that information. The article was first cited in an Office Action mailed April 30, 2009 by the Canadian Intellectual Property Office in Appln. No. 2,507,716. Therefore, the undersigned certifies:

"That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement."

Since a Notice of Allowance was mailed in this application, the required fee is attached.

The relevance of the cited document is explained in the attached Office Action.

This Information Disclosure Statement (IDS) is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under 37 CFR § 1.97(f), to enable Applicants to comply fully. In particular, if any of the listed documents are missing or incomplete, please contact the undersigned who will provide another copy.

As provided by 37 CFR §§ 1.97(g) and (h), no inference should be made that this information and the listed references are prior art merely because they have been submitted for consideration. Furthermore, no representation is being made that a search was conducted or that this statement encompasses all possible material information.

Consideration of the foregoing and enclosures, as well as return of an initialed copy of Form PTO-1449 per M.P.E.P. § 609, are earnestly solicited. The Examiner is invited to contact the undersigned if any further information is needed.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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